The City Council of the City of Garland, Texas convened in regular session at 7:00 p.m. on Tuesday, April 1, 2014, in the Council Chambers at City Hall with the following members present:

Mayor Douglas Athas
Mayor Pro Tem Lori Barnett Dodson
Council Member Marvin 'Tim' Campbell

Council Member Anita Goebel
Council Member Stephen Stanley
Council Member B.J. Williams
Council Member John Willis
Council Member Scott LeMay
Council Member Jim Cahill

STAFF PRESENT: City Manager William E. Dollar

City Attorney Brad Neighbor City Secretary Lisa Palomba

CALL TO ORDER: The meeting was called to order by Mayor Douglas Athas.

District 1 Council Member Campbell led the Invocation and

Pledge of Allegiance.

CEREMONIALS: Mayor Athas offered recognition for the following: Fair Housing

Department, Library Award, Baylor Hospital 50<sup>th</sup> Anniversary, and the Leadership Garland Distinguished Leader Award was

presented to Councilman Williams.

ANNOUNCEMENTS: Mayor Athas commented on the following: (1) Due to limited

water supplies, Stage 3 winter watering schedule will be extended through the month of April. Irrigation of landscape with hose-end sprinklers or automatic irrigations systems will be limited to one day every other week. Visit garlandwater.com for information. (2) Applications for 2014-2015 Garland Youth Council are now available; (3) Thursday, April 10, 2014 is the last day to register to vote to be eligible to vote in the May 10, 2014 General Election.

4) Councilman Willis announced an upcoming meeting on April 2, 2014 at 6:30 p.m. at Amberton University regarding

delays on IH-635 Service Road Project.

CONSENT AGENDA: All items marked with asterisks (\*\*) on the Consent Agenda were

voted on in a single motion at the beginning of the meeting. A motion was made by Council Member Campbell, seconded by Councilmember Willis, to approve Items: 1; 2a; 2b; 3; 4; 5; 6; and 7. A vote was cast and the motion carried with 9 Ayes; 0 Nays.

Mayor Athas read the following items into the record:

1. APPROVED\*\*

City Council minutes of the March 18, 2014 Regular Meeting.

2a. APPROVED\*\*

Award of Bid No. 4281-14 in the amount of \$700,000 to Insituform Technologies, Inc. to provide trenchless rehabilitation of sanitary sewer lines and service laterals at various locations throughout the City.

2b. APPROVED\*\*

Award of Bid No. 4283-14 in the amount of \$5,000,000 to Martin Eagle Oil Company (Primary); \$150,000 to TAC Energy (Secondary) and \$150,000 to Douglass Distributing (Alternate) for a total award of \$5,300,000 to secure a long term pricing and supply agreement for approximately 650,000 gallons of gasoline and 765,000 gallons of diesel to be utilized by City departments in their daily operations.

3. APPROVED\*\*

Ordinance No. 6683 amending the zoning laws of the City of Garland by approving an amendment to Planned Development District 05-57 for Shopping Center Uses, a Detail Plan, and a Specific Use Permit for a Restaurant with Drive Through. The property is located at 2200 N. Jupiter Road (Zoning File No. 14-05; GFC Leasing Corp., LLC) (District 7)

4. APPROVED\*\*

Ordinance No. 6684 cancelling the General Election to be held May 10, 2014 for unopposed City Council candidates for District 1, 2, and 4; declaring the unopposed candidates elected to office; and continuing unaffected the General Election to be held May 10, 2014 for a council member in District 5.

5. APPROVED\*\*

Ordinance No. 6685 amending Chapter 51, "General Utility Provisions" of the Code of Ordinances relating to water conservation to reflect updated technical data and water use goals.

6. APPROVED\*\*

Minute action authorizing the City Manager to execute an Engineering Design Services Contract in the amount of \$350,205 with Freese and Nichols, Inc. for the design of the South Country Club Road Water Improvement Project. Project limits are South Country Club Road from Wendell Way to Rowlett Road. Paving, sidewalk, and drainage improvements in the area will also be included as part of the project.

7. APPROVED\*\*

Minute action authorizing the City Manager to execute an agreement with Freese and Nichols, Inc. in the amount of \$200,000 to update the current Thoroughfare Plan.

## ITEMS FOR INDIVIDUAL CONSIDERATION

## 8a. HELD & DENIED

Director of Planning Anita Russelmann provided background information regarding the application of Apollo Beer and Wine, Inc. requesting approval of a Specific Use Permit for a Convenience Store on property zoned Planned Development (PD) District 87-15 for General Business Uses and in the SH 190 Overlay. The property is located at 7620 North Jupiter Road, Suite 100. (Zoning File No. 14-06) (District 1)

Mayor Athas opened the public hearing to allow public input. The following persons spoke in favor of the application: Applicant Janish Vaishnay. The following persons spoke in opposition to the request: Clark Dowell, Kristen Hieronymus. The following persons registered a position in opposition of the request: Ginger Hubbard, Ronald Hubbard, and Pat Marchman.

Council Member Campbell, seconded by Council Member Cahill moved to close the public hearing and to deny the request. Discussion was held. A vote was cast and the motion to deny failed with 4 ayes, 5 nays (Athas, Stanley, Williams, Dodson, LeMay).

Council Member Williams informed the Mayor he erroneously voted in opposition. Mayor Athas called for another vote on the motion to deny. The motion to deny carried with 5 ayes, 4 nays (Athas, Stanley, Dodson, LeMay).

## 8b. HELD & APPROVED

Director of Planning Anita Russelmann provided background information regarding the application of Perry Molubhoy, requesting approval of 1) an amendment to Planned Development (PD) District 13-16 for Freeway Uses and 2) an amended Detail Plan for a Limited Service Hotel. The property is located at 4412 Bass Pro Drive. (Zoning File No. 14-07) (District 3)

Mayor Athas opened the public hearing to receive comment. The following persons spoke in favor of the request: Mir Ali Nasia Rizvi and Preston Edwards. Discussion was held. Council Member Stanley, seconded by Council Member Willis, moved to approve the request as presented. A vote was cast and the motion carried with 9 ayes, 0 nays. Staff with bring forth an ordinance for formal consideration at a future meeting.

## 9. CITIZEN COMMENTS:

Allison Ehlenfeldt provided information regarding National Sexual Assault Awareness Month; Mary Ehlenfeldt offered a prayer; Susan Abshire commended regarding desired regulation of pipe

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and tobacco shops, and Emily Martineau also spoke regarding regulation of pipe and tobacco shops.

There being no further business to come before the City Council, Mayor Athas adjourned the meeting at 8:26 p.m.

CITY OF GARLAND, TEXAS

Douglas Athas, Mayor

ATTEST:

Lisa Palomba, City Secretary